

FILED  
IN CLERKS OFFICE  
2005 OCT 31 P 12:00  
U.S. DISTRICT COURT  
DISTRICT OF MASS.

UNITED STATES DISTRICT COURT  
DISTRICT OF MASSACHUSETTS

STANLEY REALTY HOLDINGS, LLC,

Plaintiff

v.

TOWN OF WATERTOWN, MICHAEL J.  
DRISCOLL, WATERTOWN ZONING  
BOARD OF APPEALS, John W.  
Marshall, Anthony D. Furia, Elaine v.  
Grey, Melissa Santucci, John G. Gannon,  
GREGORY P. WATSON, WATERTOWN  
HOUSING PARTNERSHIP, Thomas  
Wade, Marianne Cameron, Larry Young,  
R. Stewart Wooster, Howard Hashem,  
Harold Bejcik, Mark Messina, BEACON  
RESIDENTIAL PROPERTIES CORP.,  
BEACON PLEASANT STREET PHASE  
1 LLC, and 555 WATERTOWN, LLC,

Defendants.

**Civil Action No.**

**04-11394-WGY**

**STIPULATION OF DISMISSAL**

The parties to the above-entitled action, pursuant to Fed.R.Civ.P. 41(a)(1)(ii), hereby stipulate that said action, and all claims asserted therein shall be dismissed with prejudice (except as to all claims asserted against Michael J. Driscoll and Gregory P. Watson in their individual capacities, which shall be dismissed without prejudice), all parties to bear their own costs.

All rights of appeal are waived.

**STANLEY REALTY HOLDINGS,  
LLC**

By its attorneys,


**DLA PIPER RUDNICK GRAY CARY US  
LLP**

  
Michael D. Vhay (BBO #566444)  
One International Place  
Boston, MA 02110  
(617) 406-6000

**BEACON RESIDENTIAL  
PROPERTIES CORP., BEACON  
PLEASANT STREET PHASE 1 LLC,  
and 555 WATERTOWN, LLC,**

By their attorneys,

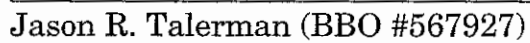
**HOLLAND & KNIGHT LLP**

  
Paul Killeen (BBO #271600)  
10 St. James Avenue  
Boston, MA 02116  
(617) 573-5816

**TOWN OF WATERTOWN, ET AL**

By its attorneys,

**KOPELMAN AND PAIGE, P.C.**

  
Jason R. Talerman (BBO #567927)  
31 St. James Avenue  
Boston, MA 02116  
(617) 556-0007

Dated: October 28, 2005

All rights of appeal are waived.

**STANLEY REALTY HOLDINGS,  
LLC**

By its attorneys,

**DLA PIPER RUDNICK GRAY CARY US  
LLP**

---

Michael D. Vhay (BBO #566444)  
One International Place  
Boston, MA 02110  
(617) 406-6000

**BEACON RESIDENTIAL  
PROPERTIES CORP., BEACON  
PLEASANT STREET PHASE 1 LLC,  
and 555 WATERTOWN, LLC,**

By their attorneys,

**HOLLAND & KNIGHT LLP**


---

Paul Killeen (BBO #271600)  
10 St. James Avenue  
Boston, MA 02116  
(617) 573-5816

**TOWN OF WATERTOWN, ET AL**

By its attorneys,

**KOPELMAN AND PAIGE, P.C.**



---

Jason R. Talerman (BBO #567927)  
31 St. James Avenue  
Boston, MA 02116  
(617) 556-0007

Dated: October 28, 2005